Public Laws : House Bills / 110th Congress / 1st Session / 2007

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110TH CONGRESS
1ST SESSION

H. R. 4288

To amend title XVIII to provide for coverage of annual preventive physical examinations under the Medicare Program.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 5, 2007

Mr. ENGLISH of Pennsylvania (for himself, Mr. TOWNS, Mrs. EMERSON, and Mr. PASTOR) introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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A BILL

To amend title XVIII to provide for coverage of annual preventive physical examinations under the Medicare Program.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the "Medicare Physicals for Preventive Health Care Act of 2007".

SEC. 2. ANNUAL PHYSICAL EXAMINATIONS UNDER MEDICARE.

(a) IN GENERAL.—Section 1861 of the Social Security Act (42 U.S.C. 1395x) is amended—

(1) in each of subparagraphs (W) and (AA)(i) of subsection (s)(2), by striking "initial" and inserting "annual";

(2) in the heading of subsection (ww), by striking "Initial" and inserting "Annual"; and

(3) by amending paragraph (1) of subsection (ww) to read as follows:

"(1) The term 'annual preventive physical examination' means professional services of a physician, or of a nurse practitioner or physician assistant which the practitioner or assistant is authorized to provide under State law, consisting of a physical examination (including, as medically appropriate, measurement of height, weight, and blood pressure, and an electrocardiogram) with the goal of health promotion and disease detection and includes education, counseling, and referral with respect to screening and other preventive services described in paragraph (2), as well as related clinical laboratory tests and such other preventive services in connection with the same visit as the Secretary may provide (taking into account services typically included

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in an annual physical examination covered under private health benefit plans).".

(b) MODIFICATION OF EXCLUSIONS.—Section 1862(a) of such Act (42 U.S.C. 1395y(a)) is amended—

(1) in paragraph (1), by amending subparagraph (K) to read as follows:

"(K) in the case of an annual preventive physical examination, which is performed for an individual more frequently than once in any 12-month period,"; and

(2) in paragraph (7), by inserting "(other than annual preventive physical examinations)" after "routine physical checkups".

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to services furnished on or after January 1 of the frist year beginning more than 60 days after the date of the enactment of this Act.

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